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13
14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE DISTRICT OF ARIZONA

16 United States of America,
17 Plaintiff,
18 vs.
19 Samuel Rappylee Bateman,
20 Defendant.

21 No. CR-22-08092-001-PCT-DGC

22 **GOVERNMENT'S UNOPPOSED
23 MOTION FOR PROTECTIVE ORDER**

24 The United States moves for a protective order pursuant to Rule 16(d)(1) to restrict
25 dissemination of the discovery materials produced in this case. In the interests of
26 transparency and full disclosure, the United States has agreed to disclose the entirety of its
investigation to date to the defendant, beyond what is required for the offenses currently
charged, in addition to what has already been disclosed. However, those materials include
private and personally identifying information (collectively "PII") relating to victims and
witnesses in this case, including minors. Redacting the PII from all of those materials may
inhibit the defense team in its ability to review and analyze some of the discovery, and will
be unduly burdensome to redact. Also, these discovery materials contain sensitive
information about cooperators.

27 Accordingly, the United States requests that this Court enter a protective order:

28 1. Permitting the government to provide to defense counsel the discovery

materials without redaction of PII, to the extent that PII is present in those materials;

2. Permitting defense counsel to share these discovery materials with other members of the defense team, including experts, investigators, and other professionals retained by the defendant or defense counsel to assist in the preparation of the defense;

3. Ordering all members of the defense team to safeguard and not disclose the materials provided to it, other than to the extent necessary to prepare the defense;

4. Permitting the defense team to review the materials with the defendant and potential witnesses to the extent necessary to prepare the defense;

5. Prohibiting the defendant and potential witnesses from retaining any of the materials during the course of the litigation; and

6. Ordering the defense team to destroy, at the conclusion of this matter, all of these discovery materials in its possession, except that defense counsel shall be allowed to retain these materials until the time expires for all appeals, collateral attacks, other writs or motions challenging the conviction or sentence, and actions for professional malpractice.

Undersigned counsel has consulted counsel for the defendant, who does not object to entry of the proposed protective order.

Respectfully submitted this 12th day of December, 2022.

**GARY M. RESTAINO
United States Attorney
District of Arizona**

s/Dimitra H. Sampson
DIMITRA H. SAMPSON
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

I hereby certify that on December 12, 2022, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing a copy to the following CM/ECF registrant: Adam Zickerman, *Attorney for Defendant*

s/Keona L. Ross
U.S. Attorney's Office